COUNCIL PROCEEDINGS
April 27, 2015

The Marshalltown City Council met in regular session on April 27, 2015, at 5:30 PM, in the Council Chambers at City Hall. Mayor Lowrance called the meeting to order and led the Pledge of Allegiance. Present: Gowdy, Greer, Hoop, Lamer, Martin, Schubert, Wirin. Schubert moved to approve the agenda, second by Greer. Motion approved 7-0.

CONSENT AGENDA:

Greer moved to approve the Consent Agenda, Approve Council meeting Minutes of April 13, 2015 and Special Council Minutes of April 13, 2015; Approve Bill List in the amount of $1,344,006.36; Receipt of Building Report for March 2015; Approve February Financials; Resolution 2015-046 Approving Animal Rescue League Agreement, 2015-2016 in the amount of $48,000 and option to extend for 2016-2017 in the amount of $50,000; Resolution 2015-047 Ordering Construction of the 2015 Microsurfacing Project 76015003; Resolution 2015-048 Ordering Construction of the Oil Mix Streets Overlay Project 76015005; Resolution 2015-049 Accepting Bid and Authorizing the Award of Contract for Airport Hangar Floor Replacement Project 77013010, Gruss Construction, LLC, $77,468.50; Resolution 2015-050 Approving Airport State Funding Application, $80,325.00, Hangar Floor Replacement Phase II Project 77013010A; Resolution 2015-051 Approving Change Order #3, WPCP Performance Edge Project 52012012, Oakview Dck, decrease of $36,832.82; Resolution 2015-052 Approving Certificate of Completion, WPCP Performance Edge Project 52012012, Oakview Dck, Final cost of $1,436,480.18; Resolution 2015-053 Approving Change Order #3, WPCP Ultraviolet Improvement Project 52011024, Oakview Dck, decrease of $18,379.00; Resolution 2015-054 Approving Certificate of Completion, WPCP Ultraviolet Improvement Project 52011024, Oakview Dck, Final cost of $716,781.00; New Cigarette Licenses: Hometown Cash Advance, 2007 S Center Street, East Side Liquor & Groceries, 1116 E Nevada Street; Approve Liquor Licenses: (Pending fire inspection passage) NEW: East Side Liquor & Groceries, 1116 E Nevada Street, Class E Liquor; Hall of Fame Concessions, Softball area, S 6th Street. Class B Beer; 2 Corner Tap, 35 N Center St, Class C Liquor; Expanded outdoor service area, TC's, N 3rd Avenue, for events. (Dates coming); Updated outdoor premise: Calvin Rocket, 2013 S Center St; Expanded outdoor service area for bike nights at Calvin Rocket, May 28, June 25, July 30, August 27; second by Wirin. Consent agenda adopted 7-0.

Schubert moved to approve outdoor service dates as requested by TC's, N 3rd Avenue, second by Gowdy. Motion carried 7-0.

REPORTS:

Kenn Vinson, representing Alliant, presented an update on the construction progress.

David Vollmer, representing Alliant, presented Alliant's Community Annual Partnership Assessment.

WPCP Superintendent Bob Ranson informed the community the Household Hazardous Waste Collection, will be held on May 16, 8 am to noon at the Water Pollution Control Plant.

Public Works Director Justin Nickel presented a 30 degree option for parking in downtown. A test block may be considered. The council asked for costs and report at the next meeting to give staff final direction.

MOTIONS:

Martin moved to approve transfer of Los Compadres 2 LLC liquor license to the Veterans Memorial Coliseum for an event on May 9, second by Schubert. Motion carried 7-0.

Wirin moved to set the budget amendment hearing for fiscal year ending June 30, 2015, for May 11, 2015, second by Lamer. Motion carried 7-0.

RESOLUTIONS:

Lamer moved to adopt Resolution 2015-055 For Future Trail Crossing, relating to the former Iowa River Railroad right of way in Marshall county, development of the former rail corridor for a multi-use recreational trail, second by Greer. Resolution adopted 6-0, with Greer abstaining due to his relationship with the Trails, LLC board.

Schubert moved to adopt Resolution 2015-056 Rejecting Bids, WPCP Concrete Repair Phase II, second by Greer. Resolution adopted 7-0.

Lamer moved to adopt Resolution 2015-057 Approving Payroll Services Agreement with ADP, five years, through May 2020, second by Greer. Resolution adopted 7-0.

Lamer moved to adopt Resolution 2015-058 Approving Resignation and Settlement Agreement, second by Wirin. Resolution adopted 7-0.

Gowdy moved to adopt Resolution 2015-059 Confirming Appointment of Brian DeMoss as City Treasurer, effective April 30, 2015, second by Martin. Resolution adopted 7-0.

PUBLIC HEARING

Mayor Lowrance opened the public hearing regarding the proposed plans and specifications for the Columbus Drive and Crestview Project 76015002. There were no public comments and no written comments received by the clerk. Mayor Lowrance declared the public hearing closed.

Gowdy moved to adopt Resolution 2015-060 Resolution Approving Plans and Specifications for the Columbus Drive and Crestview Project 76015002, second by Greer. Resolution adopted 7-0.

PUBLIC HEARING

COUNCIL PROCEEDINGS
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Mayor Lowrance opened the public hearing regarding the state and federal transit funding application. There were no public comments and written comments received by the clerk. Mayor Lowrance declared the public hearing closed.

Greer moved to adopt Resolution 2015-061 Approving State and Federal Funding Application second by Wirin. Resolution adopted 7-0.

PUBLIC HEARING

Schubert moved to adopt the second reading of Ordinance #14940 Approving rezoning of Parcels 07-25-328-003, 07-25-3328-004, 07-25-328-014, 07-25-328-017, and 07-25-328-018 to M2 Heavy Industry from R3 Medium Density Residential, JBS request, properties located east of 10th Avenue between Lee Street and Swayze Street, second by Lamer. Second reading adopted 7-0.

Hoop moved to adopt the second reading of Ordinance #14941 Approving changes to the Marshalltown Zoning Ordinance of 2010, Regarding Chapter 4, Districts and General Regulations, regarding fence height for commercial property east of 18th Avenue, second by Gowdy. Second reading adopted 6-1 with Lamer opposed.

FUTURE AGENDA ITEMS DISCUSSION:

The council discussed the following items to be addressed at a future meeting: Public artwork acceptance – 13th Street, “Echo”; Acceptance of Fire Grant SCBA replacement, FEMA, $160,450; Authorize Police Reserves; Kibbey Building Façade and Code Upgrade Grant application; 2015 Columbus Dr & Crestview – Accept Bid, bids due April 30; 2015 Microsurfacing – Plans & Specifications, 76015003; 2015 Oil Mix Streets Overlay – Plans & Specifications, 76015005; 2015 Mill & Overlay – Order Construction, 76015004; 2014 Sanitary Sewer Rehabilitation – Approve Contract and Bond, 59014007, Hydro-Klean, LLC, $1,860,917.80; Airport Hangar Floor Replacement – Approve Contract & Bond, 77013010, Gruss Construction, LLC, $77,468.50; Engineering Services Amendment 1, Fox Engineering, Performance Edge project 52012012, $20,000; Engineering Services Amendment 1, Fox Engineering, UltraViolet Disinfection project 52011024, $15,000.

CLOSED SESSION:

At 7:08 p.m., Lamer moved to enter into closed session pursuant to Section 21.5 subsection (1) paragraph (j) OF THE CODE OF IOWA to discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property, second by Greer. Motion carried 7-0.

At 7:24, Lamer moved to enter into open session, second by Greer. Motion carried 7-0. Roll call, all present. Lamer moved to authorize city staff to proceed with acquisition as discussed in closed session, second by Greer. Motion carried 7-0.

ADJOURNMENT

With no further action, the meeting adjourned at 7:25 PM.

Respectfully submitted,

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Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

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James L. Lowrance, Mayor

ATTEST:

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Shari L. Coughenour, CMC, City Clerk